

MINUTES

MONTANA SENATE 59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH AND GAME

Call to Order: By **CHAIRMAN JOSEPH (JOE) TROPILA**, on March 10, 2005 at 3:00 P.M., in Room 422 Capitol.

ROLL CALL

Members Present:

Sen. Joseph (Joe) Tropila, Chairman (D)
Sen. Keith Bales (R)
Sen. Joe Balyeat (R)
Sen. Gregory D. Barkus (R)
Sen. Ken (Kim) Hansen (D)
Sen. Lane L. Larson (D)
Sen. Bill Tash (R)

Members Excused: Sen. Steven Gallus (D)

Members Absent: Sen. Don Ryan (D)

Staff Present: Annie Glover, Committee Secretary
Chris Lohse, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 39, 3/7/2005; HJ 29, 3/7/2005;
HB 81, 3/7/2005; HB 82, 3/7/2005;
HB 50, 3/7/2005
Executive Action: HB 50, HB 81, HB 82, HJ 29, HB 39

00:00:00

HEARING ON HB 39

Opening Statement by Sponsor:

REP. GAIL GUTSCHE (D), HD 99, opened the hearing on HB 39, Revise firearm dealer laws.

Proponents' Testimony:

00:01:08 Ms. Pam Buey, Assistant Attorney General,
Department of Justice

[EXHIBIT](#)(fis53a01)

00:02:14 Mr. Gary Marbut, Montana Shooting Sports
Association

00:03:35 Mr. Doug Nulle, Attorney

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

00:04:15

Closing by Sponsor:

00:04:28

HEARING ON HJ 29

Opening Statement by Sponsor:

REP. DIANE RICE (R), HD 71, opened the hearing on HJ 29, Resolution regarding wolf management plan and predator control laws.

Proponents' Testimony:

00:06:39 Mr. Gary Marbut, Montana Shooting Sports
Association

00:08:02 Mr. Bill Hoppe, Outfitter

[EXHIBIT](#)(fis53a02)

[EXHIBIT](#)(fis53a03)

00:19:59 Mr. Robert T. Fanning Jr., Friends of the Northern
Yellowstone Elk Herd
00:23:22 Mr. Hank Fabich, Retired Game Warden
00:27:00 Mr. Franklin Rigler, Rancher
00:30:39 Mr. Doug Nulle, Attorney
00:31:14 Mr. Justin O'Hair, Clark County Stockgrowers
Association, Rancher
00:32:43 Mr. Jeff Cahill, Rancher
00:33:12 Mr. Lee Hart, Broken Hart Ranch
00:35:26 Ms. Jean Johnson, Montana Outfitters and Guides
Association
00:36:10 Mr. Hank Fabich Jr., Guide
00:36:52 Mr. Les Gilman, Self
00:38:16 Mr. Jay Bodner, Montana Stockgrowers Association
00:39:44 Ms. Nancy Schlepp, Montana Farm Bureau Federation
00:40:21 SEN. JOE BALLYEAT, SD 34, BOZEMAN
00:43:59 Mr. John Andre, Hunting Consultant, Outfitter

Opponents' Testimony:

00:46:56 Ms. Janet Ellis, Montana Audubon

Informational Testimony:

00:48:09 Mr. Bob Lane, Chief Legal Counsel, Fish, Wildlife
and Parks

EXHIBIT(fis53a04)

00:54:27

Questions from Committee Members and Responses:

EXHIBIT(fis53a05)

01:06:44

Closing by Sponsor:

01:09:25

HEARING ON HB 81

Opening Statement by Sponsor:

REP. JOHN (JACK) ROSS (R), HD 60, opened the hearing on **HB 81**,
Remove termination date of supplemental game damage licenses.

Proponents' Testimony:

01:11:51 **Mr. Jay Bodner, Montana Stockgrowers Association**
01:13:02 **Mr. Bob Lane, Chief Legal Counsel, Fish, Wildlife**
 and Parks

EXHIBIT(fis53a06)

01:14:23 **Ms. Nancy Schlepp, Montana Farm Bureau Federation**

Opponents' Testimony: None.

Informational Testimony: None.

01:14:59

Questions from Committee Members and Responses:

01:15:48

Closing by Sponsor:

SEN. TASH will carry HB 81 on the Senate Floor.

01:16:32

HEARING ON HB 82

Opening Statement by Sponsor:

REP. JOHN (JACK) ROSS (R), HD 60, opened the hearing on **HB 82**,
Remove termination date of either-sex or antlerless elk permits
for landowners.

Proponents' Testimony:

01:17:40 **Mr. Bob Lane, Chief Legal Counsel, Fish, Wildlife**
 and Parks

EXHIBIT(fis53a07)

01:19:05 **Mr. Jay Bodner, Montana Stockgrowers Association**
01:19:51 **Ms. Nancy Schlepp, Montana Farm Bureau Federation**

Opponents' Testimony: None.

Informational Testimony: None.

01:20:29

Questions from Committee Members and Responses:

01:20:52

Closing by Sponsor:

SEN. TASH will carry HB 82 on the Senate Floor.

01:21:44

HEARING ON HB 50

Opening Statement by Sponsor:

REP. DON ROBERTS (R), HD 56, opened the hearing on **HB 50**, DFWP authority to remove species from state endangered species list.

Proponents' Testimony:

01:22:45 **Mr. Bob Lane, Chief Legal Counsel, Fish, Wildlife and Parks**

01:24:34 **Ms. Nancy Schlepp, Montana Farm Bureau Federation**

01:24:57 **Ms. Janet Ellis, Montana Audubon**

01:25:41 **Mr. Jay Bodner, Montana Stockgrowers Association**

Opponents' Testimony: None.

Informational Testimony: None.

01:26:16

Questions from Committee Members and Responses:

01:27:43

Closing by Sponsor:

SEN. BALES will carry HB 50 on the Senate Floor.

01:29:08

EXECUTIVE ACTION ON HB 50

Motion/Vote: **SEN. BALES** moved that HB 50 BE CONCURRED IN. Motion carried unanimously by voice vote.

01:29:35

EXECUTIVE ACTION ON HB 81

Motion/Vote: **SEN. TASH** moved that HB 81 BE CONCURRED IN. Motion carried unanimously by voice vote.

01:30:02

EXECUTIVE ACTION ON HB 82

Motion/Vote: SEN. TASH moved that HB 82 BE CONCURRED IN. Motion carried unanimously by voice vote.

01:30:22

EXECUTIVE ACTION ON HJ 29

Motion/Vote: SEN. BALYEAT moved that HJ 29 BE CONCURRED IN. Motion carried unanimously by voice vote.

01:30:45

EXECUTIVE ACTION ON HB 39

Motion/Vote: SEN. BALYEAT moved that HB 39 BE CONCURRED IN. Motion carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 5:00 P.M.

SEN. JOSEPH (JOE) TROPILA, Chairman

ANNIE GLOVER, Secretary

JT/ag

Additional Exhibits:

EXHIBIT ([fis53aad0.PDF](#))